

09/368,433
DOCKET NO. YOR919980205US2

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REMARKS

Applicant gratefully acknowledges the Examiner's helpful comments that he provided to Applicant during a telephone interview conducted on August 16, 2006. Applicant notes that the claim amendments herein are made based on the Examiner's comments in the personal interview. Applicant notes that the Examiner indicated that these claim amendments would overcome the cited references and may place the Application in condition for allowance.

Claims 1-30 are all the claims presently pending in the application. Claims 1, 3-13, 18-19 and 24-30 have been amended to more clearly define the invention.

These amendments are made only to more particularly point out the invention for the Examiner and not for narrowing the scope of the claims or for any reason related to a statutory requirement for patentability.

Applicant also notes that, notwithstanding any claim amendments herein or later during prosecution, Applicant's intent is to encompass equivalents of all claim elements.

As discussed with the Examiner in the telephone interview, Applicant respectfully submit that none of the alleged prior art references, either alone or in combination, teaches or suggests the claimed invention. In particular, none of the alleged prior art references teach or suggest a receiver including *"a controller that: compares an announcement type for an announcement in said plurality of announcements with said announcement type in said filter record, compares an announcer identification for said announcement with said announcer identification in said filter record, and compares a content stream type for said one or more content streams with said content stream type in said filter record; and if said announcement type for said announcement matches said announcement type in said filter record, said announcer identification for said announcement matches said announcer identification in said filter record, and said content stream type for said one or more content streams matches said content stream type in said filter record, selects a corresponding action from said plurality of actions to alter said presentation in accordance with said at least one user preference"*, as recited in claim 1 and similarly recited in claims 5, 6, 11, 12 and 13.

In view of the foregoing amendments and remarks, Applicant respectfully submits that claims 1-30, all the claims presently pending in the Application, are patentably distinct over the prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue at the earliest possible time.

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Should the Examiner find the Application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Assignee's Deposit Account No. 50-0510.

Date:

8/29/06

Respectfully Submitted,




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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing was filed by facsimile with the United States Patent and Trademark Office, Examiner Sun P. Huynh, Group Art Unit # 2611 at fax number (571) 273-8300 this 29th day of August, 2006.


Phillip E. Miller
Reg. No. 46,060